

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

FREDERICK BANKS, )  
Plaintiff, )  
 )  
v. ) Civil Action No. 06-509  
 )  
RONALD W. HAYWARD, ET AL., )  
Defendants. )

ORDER

Plaintiff has appealed the non-dispositive order, dated December 2, 2009, entered by Chief United States Magistrate Judge Amy Reynolds Hay [document #33]. Upon a review of the matters raised by the appeal, the court concludes that the order appealed from is neither clearly erroneous nor contrary to law.

Fed.R.Civ.P. 72.

Therefore, this 16<sup>th</sup> day of December, 2009, IT IS HEREBY ORDERED that the order referred to is AFFIRMED and the instant case is referred back to the Magistrate Judge for further proceedings.

BY THE COURT:

  
John Lauer, J.

cc: The Honorable Amy Reynolds Hay,  
United States Magistrate Judge

Frederick Banks, #05711-068  
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